

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EDWARD SHIPMAN,

Plaintiff,

- against -

BARBETTA RESTAURANT, INC., and
LAURA MAIOGLIO,

Defendants.

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ELECTRONICALLY FILED
DOC #:
DATE FILED: 12-18-09

08 Civ. 10750 (PGG)

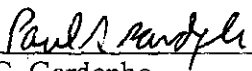
ORDER

PAUL G. GARDEPHE, U.S.D.J.:

The Court having been advised that all claims asserted herein have been settled, it is ORDERED, that the above-entitled action be, and hereby is, dismissed with prejudice but without costs; provided, however, that if the settlement is not consummated within thirty days of this order, either party may apply by letter within the thirty day period for restoration of the action to the calendar of the undersigned, in which event the action will be restored. Any pending motions are moot.

Dated: New York, New York
December 18, 2009

SO ORDERED.



Paul G. Gardephe
United States District Judge